

DETAILED ACTION

Claims 1, 10, 13 and 14 are allowed.

Reasons for Allowance

The following is an examiner's statement of reasons for allowance: In response to the pre-brief appeal conference decision filed 2/10/2011 the application was found allowable. The closest prior art Antoni-Zimmermann et al. (US 2003/0199490) teaches choosing from various compounds to formulate a composition comprising DDAC and imazalil. However, there is no motivation provided to optimize the ratio of DDAC and imazalil to the ratio of 1:50 to 2:1. Applicant's showing of unexpected results have overcome the rejection.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jeremy McKown on 4/20/2011.

Cancel claims 2-8, 11 and 12.

Conclusion

Claims 1, 10, 13 and 14 are allowed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DANIELLE SULLIVAN whose telephone number is (571)270-3285. The examiner can normally be reached on 7:30 AM - 5:00 PM Mon-Thur EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fereydoun Sajjadi can be reached on (571) 272-3311. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Danielle Sullivan
Patent Examiner
Art Unit 1617

/Rebecca E. Prouty/
Primary Examiner,
Art Unit 1652